

104TH CONGRESS
2D Session

H. R. 740

AN ACT

To confer jurisdiction on the United States Court
of Federal Claims with respect to land claims of
Pueblo of Isleta Indian Tribe.

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To confer jurisdiction on the United States Court of Federal Claims with respect to land claims of Pueblo of Isleta Indian Tribe.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. JURISDICTION.**

2 Notwithstanding sections 2401 and 2501 of title 28,
3 United States Code, and section 12 of the Act of August
4 13, 1946 (60 Stat. 1052), or any other law which would
5 interpose or support a defense of untimeliness, jurisdiction
6 is hereby conferred upon the United States Court of Fed-
7 eral Claims to hear, determine, and render judgment on
8 any claim by Pueblo of Isleta Indian Tribe of New Mexico
9 against the United States with respect to any lands or in-
10 terests therein the State of New Mexico or any adjoining
11 State held by aboriginal title or otherwise which were ac-
12 quired from the tribe without payment of adequate com-
13 pensation by the United States. As a matter of adequate
14 compensation, the United States Claims Court may award
15 interest at a rate of five percent per year to accrue from
16 the date on which such lands or interests therein were ac-
17 quired from the tribe by the United States. Such jurisdic-
18 tion is conferred only with respect to claims accruing on
19 or before August 13, 1946, and all such claims must be
20 filed within three years after the date of enactment of this
21 Act. Such jurisdiction is conferred notwithstanding any
22 failure of the tribe to exhaust any available administrative
23 remedy.

24 **SEC. 2. CERTAIN DEFENSES NOT APPLICABLE.**

25 Any award made to any Indian tribe other than the
26 Pueblo of Isleta Indian Tribe of New Mexico before, on,

1 or after the date of the enactment of this Act under any
2 judgment of the Indian Claims Commission or any other
3 authority with respect to any lands that are the subject
4 of a claim submitted by the tribe under section 1 shall
5 not be considered a defense, estoppel, or set-off to such
6 claim, and shall not otherwise affect the entitlement to,
7 or amount of, any relief with respect to such claim.

Passed the House of Representatives July 29, 1996.

Attest:

Clerk.